

Ridge, the most practicable and convenient route, to Gap Civil in the county of Ashe.

Sec. 2. *Be it further enacted*, That a majority of said commissioners shall have power to act and fill vacancies in their board. Quorum.

Sec. 3. *Be it further enacted*, That the sum of five hundred dollars be, and the same is hereby appropriated for the purpose of making and completing said road, and the Public Treasurer is hereby authorized to pay the same out of any monies in the Treasury not otherwise appropriated: Appropriation.
Provided, nevertheless, that said monies shall not be paid over to said commissioners until the sum of five hundred dollars, under the direction of said commissioners, shall have been laid out on said road by the citizens of the counties of Wilkes and Ashe, either in labor, to be estimated by the said commissioners, or in money, paid over or secured to them; and when that amount of labor has been expended on said road, and said commissioners, or a majority of them, shall certify that fact to the Public Treasurer, then he is directed to pay over to them, for the purpose aforesaid, the sum of five hundred dollars.

[Ratified 29th January, 1849.]

CHAPTER LXXXIX.

AN ACT to incorporate the Fayetteville and Western Plank Road Company.

Sec. 1. *Be it enacted by the General Assembly of the State of North Carolina, and it is hereby enacted by the authority of the same*, That it shall be lawful to open books in the town of Fayetteville, under the direction of George McNeill, James Kyle, A. A. McKethan, John H. Cook, E. J. Hale, Wm. H.